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6 UNITED STATES DISTRICT COURT  
7 WESTERN DISTRICT OF WASHINGTON  
8 AT TACOMA

9 JASON LEE SUTTON,

10 Plaintiff,

11 v.

12 PIERCE COUNTY SHERIFF PAUL  
13 PASTOR, CHAPLAIN RICHARD  
14 ODEGARD, AND RABBI GARY  
15 FRIEDMAN.,

16 Defendants.

Case No. C07-5327RBL/JKA

ORDER ADOPTING  
REPORT AND  
RECOMMENDATION

17 The Court, having reviewed, the Report and Recommendation of Magistrate Judge J. Kelley  
18 Arnold, objections to the Report and Recommendation, if any, and the remaining record, does hereby  
19 find and ORDER:

- 20 (1) The Court adopts the Report and Recommendation;
- 21 (2) This action is **DISMISSED WITH PREJUDICE AND WITHOUT**  
22 **COSTS TO ANY PARTY.** The dismissal is made pursuant to  
23 Federal Rule of Civil Procedure 41 (a)(2) on plaintiff's motion (Dkt #  
24 52).
- 25 (3) Clerk is directed to send copies of this Order to plaintiff, counsel for defendants, and  
26 to the Hon. J. Kelley Arnold.

27 DATED this 31<sup>st</sup> day of October, 2008.

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RONALD B. LEIGHTON  
UNITED STATES DISTRICT JUDGE